

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

CLERK'S OFFICE U.S. DIST. COURT  
AT DANVILLE, VA  
FILED  
*for Roanoke*  
FEB 12 2010  
JOHN F. CORCORAN, CLERK  
BY: *[Signature]*  
DEPUTY CLERK

VINCENT MCKINLEY BROWN,	)	Civil Action No. 7:10-cv-00068
Petitioner,	)	
	)	ORDER
v.	)	
	)	By: Hon. Jackson L. Kiser
NOTTOWAY CORR. CTR., <u>et al.</u> ,	)	Senior United States District Judge
Respondents.	)	

In accordance with the written memorandum opinion entered this day, it is hereby

**ORDERED**

that petitioner's petition for writ of habeas corpus, pursuant to 28 U.S.C. §2254, is **DISMISSED** without prejudice for failure to exhaust state court remedies; a Certificate of Appealability is **DENIED**; and the action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send a certified copies of this order and the accompanying memorandum opinion to the petitioner.

ENTER: This 12<sup>th</sup> day of February, 2010.

*[Signature]*  
Senior United States District Judge